REMARKS

Claims 1-28 are pending. Claims 5, 7-10, 12-13, 17-18, 21, 23, 25-26, and 28 have been amended. No new matter has been introduced. Reexamination and reconsideration of the present application are respectfully requested.

In the March 15, 2004 Office Action, the Examiner objected to claims 5, 7, 9, 10, 12, 21, 23, 26, and 28 for informalities (spelling mistakes). Claims 8-22, 25, and 26 were rejected under 35 U.S.C. 112, second paragraph as being indefinite. Claims 1-11, 13, and 23-27 were rejected claims 1-28 and 23-31 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,684,369 to Bernardo et al. ("the Bernardo reference") in view of European Patent No. EP 1132847 to Han ("the Han reference"). The Examiner rejected claims 12, 14-22, and 28 under 35 U.S.C. § 103(a) as being unpatentable over the Bernardo and Han references in view of U.S. Patent No. 5,920,867 to Van Huben ("the Van Huben reference"). The objections have been rectified and the rejections are respectfully traversed.

Claims 8-22, 25, and 26 were rejected under 35 U.S.C. 112, second paragraph as being indefinite. In particular the Examiner stated that "the phrase 'zero or more buttons' renders the claim indefinite because it is unclear whether the limitations following the phrase are part of the claimed invention when there are zero buttons." The affected claims have been amended to state that the limitation is "one or more buttons" Applicants believe that this amendment overcomes the Examiner's 112 rejection.

The Examiner rejected claims 1-28 as being obvious in view of the Bernardo and Han references (and in some cases, the Van Huben reference). However, the Han

reference is not prior art, and cannot be used to reject the instant application for obviousness. The Han reference is a European reference which claims priority from a U.S. application. The filing date of the European reference is February 15, 2001 and the date of publication is September 12, 2001. The filing date of the present application is March 30, 2001. Thus, the Han reference cannot be considered prior art. Nor can the Examiner rely on the filing date of the U.S. application from which the European application claims priority because the U.S. application was not published under 35 U.S.C. §122(b), nor was a patent granted on that application. At least one of these factors is required for the Han reference to be prior art under 35 U.S.C. § 102(e). Thus, the Han reference is not prior art to the present application. Because claims 1-28 were rejected based on this reference, Applicants believe that the rejection of claims 1-28 should be withdrawn and the claims allowed.

Additionally, the Examiner states that the Bernardo reference teaches all the limitations of claim 1 except that the Bernardo reference "does not teach that the view page (web page) hosts a plug-in, which enables downloading of the filler page (template) and rendering a list of content according to the content structure specified by the filler page." The Examiner states that Han teaches this though because Han teaches that if a page is updated at the proxy, a plug-in may update the page to reflect the new data. While the Applicant does not believe that the Bernardo reference teaches every limitation of claim 1, he argues against only the Han reference here. Unlike claim 1, Han does not teach that *the plug-in enables downloading of the filler page*. Han teaches that the plug-in "recognizes" that the web page has been changed and pulls the updated web page. The updated web page and the filler page are not the

same. One is a template, one is the page generated from the web page. Furthermore, while Han describes the use of a plug-in to pull an updated web page, and Bernardo (allegedly) teaches the use of a filler page to create web pages, there is no motivation for combining the Bernardo reference and the Han reference to arrive at the conclusion that Han teaches or discloses that the plug-in may also download the filler page. Plug-ins have often been used to pull web pages, but not to pull the templates from which they are created. Thus, it is a novel concept to pull the filler page and not just the web page created from the filler page. Accordingly, the Han reference, even if it were prior art, could not legitimately be combined with Bernardo to support a rejection of claim 1 under U.S.C. § 103(a). Applicant respectfully requests that the rejection of claim 1 based on the combination of the Han reference with Bernardo be withdrawn.

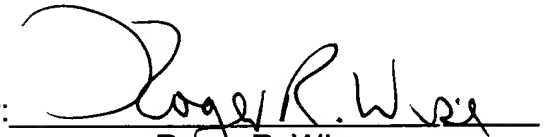
Claims 2-28 all recite limitations similar to claim 1 and thus the rejections of those claims should be withdrawn for the same reasons as claim 1.

Applicant believes that the foregoing amendments place the application in condition for allowance, and a favorable action is respectfully requested. If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at the Los Angeles telephone number (213) 488-7100 to discuss the steps necessary for placing the application in condition for allowance should the Examiner believe that such a telephone conference

would advance prosecution of the application.

Respectfully submitted,

PILLSBURY WINTHROP LLP

Date: June 14, 2004 By: 

Roger R. Wise
Registration No. 31,204
Attorney For Applicant(s)

725 South Figueroa Street, Suite 2800
Los Angeles, CA 90017-5406
Telephone: (213) 488-7100
Facsimile: (213) 629-1033